

Scott M. Riemer (SR 5005)  
RIEMER & ASSOCIATES, LLC  
60 East 42<sup>nd</sup> Street, Suite 1750  
New York, New York 10165  
(212) 297-0700  
sriemer@riemerlawfirm.com

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
KAREN BARRETT,

10 CV 4600 (AKH)(MHD)

Plaintiff,

NOTICE OF MOTION

-against-

HARTFORD LIFE AND ACCIDENT INSURANCE  
COMPANY,

Defendant.

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PLEASE TAKE NOTICE that, upon the affirmation of Scott M. Riemer, dated September 14, 2012, the accompanying Memorandum of Law, and upon all prior proceedings herein, Plaintiff will move this Court before Honorable Alvin K. Hellerstein, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, on a date and time to be specified by the Court, pursuant to FED. R. CIV. P. 54(d)(2) and 60(b)(5) for (1) \$37,513.00 in attorney fees incurred during the Court ordered remand and preparation of the instant motion; (2) \$56,757.84 in attorney fees, which represents 60% of the attorneys' fees incurred to obtain the Court ordered remand; (3) \$25,975.00 in pre-judgment interest at the rate of 9%; and (4) for such other relief as the Court deems just and proper.

Dated: September 14, 2012  
New York, New York

Respectfully submitted,

/s/ Scott M. Riemer  
Scott M. Riemer (SR 5005)  
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New York, New York 10165  
(212) 297-0700  
sriemer@riemerlawfirm.com

TO:

Michael H. Bernstein, Esq.  
Sedgwick LLP  
125 Broad Street, 39th Floor  
New York, New York 10004-2400  
Tel.: (212) 422-0202  
Fax: (212) 422-0925  
michael.bernstein@sedgwicklaw.com

**CERTIFICATE OF SERVICE**

I hereby certify that on September 14, 2012, I served a true and complete copy of the foregoing document by transmitting the same by electronic mail to the following individuals at the E-mail addresses indicated:

Michael H. Bernstein, Esq.  
Sedgwick LLP  
125 Broad Street, 39th Floor  
New York, New York 10004-2400  
Tel.: (212) 422-0202  
Fax: (212) 422-0925  
michael.bernstein@sedgwicklaw.com

I also certify that this document filed through the ECF system will be sent electronically to all registered participants on September 14, 2012.

Dated: New York, New York  
September 14, 2012

/s/ Scott M. Riemer  
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